



Senate

General Assembly

File No. 616

February Session, 2018

Substitute Senate Bill No. 516

Senate, April 19, 2018

The Committee on Judiciary reported through SEN. DOYLE of the 9th Dist. and SEN. KISSEL of the 7th Dist., Chairpersons of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT CONCERNING THE REVISOR'S TECHNICAL CORRECTIONS TO THE GENERAL STATUTES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subdivision (8) of subsection (a) of section 1-351 of the
2 2018 supplement to the general statutes is repealed and the following
3 is substituted in lieu thereof (*Effective October 1, 2018*):

4 (8) Exercise all powers the principal may have over any of the
5 principal's digital device, digital asset, user account and electronically
6 stored information, including any user account and digital asset that
7 currently exists or may exist as technology develops, whether the same
8 is in the principal's name or that the principal owns or lawfully uses
9 jointly with any other individual; such powers include, but are not
10 limited to, changing and circumventing the principal's username and
11 password to gain access to such user accounts and information;
12 transferring or withdrawing funds or other assets among or from such
13 user accounts; and opening new user accounts in the principal's name,

14 all as the agent determines is necessary or advisable. The principal
15 may give the principal's lawful consent and [authorizes] authorize the
16 agent to access, manage, control, delete and terminate any
17 electronically stored information and communications of the principal
18 to the extent fully allowable under the federal Electronic
19 Communications Privacy Act of 1986, 18 USC 2510 et seq., as amended
20 from time to time, the Connecticut Revised Uniform Fiduciary Access
21 to Digital Assets Act, and any other federal, state or international
22 privacy law or other law. The agent is authorized to take any actions
23 the principal is authorized to take under all applicable terms of service,
24 terms of use, licensing and other account agreements or laws. To the
25 extent a specific reference to any federal, state, local or international
26 law is required in order to give effect to the provisions of this
27 subdivision, the principal may provide that the principal's intention is
28 to so reference such law, whether such law is now in existence or
29 comes into existence or is amended after the date of execution of the
30 power of attorney; or

31 Sec. 2. Section 7-45 of the 2018 supplement to the general statutes is
32 repealed and the following is substituted in lieu thereof (*Effective*
33 *October 1, 2018*):

34 Each person making any certificate of birth, marriage, civil union,
35 death or fetal death, or any copy of such certificate for the
36 commissioner, or any sexton's report required by law, shall cause the
37 same to be typewritten or printed in a legible manner as to all material
38 information or facts required by the provisions of sections 7-48, 7-60, 7-
39 62b, 46b-25 [J] and 46b-29 and contained in such certificate. If the
40 certificate is in paper format, such person shall sign the certificate in
41 black ink, shall state therein in what capacity such person so signs, and
42 shall type or print in a legible manner the name of each person signing
43 such certificate, under such person's signature. If the certificate is in an
44 electronic format, such certificate shall be authenticated by the
45 electronic vital records system of the department. Any certificate not
46 complying with the requirements of this section shall be returned by
47 the registrar with whom it is filed to the person making the same for

48 the proper correction.

49 Sec. 3. Subdivision (4) of subsection (e) of section 10a-109n of the
50 2018 supplement to the general statutes is repealed and the following
51 is substituted in lieu thereof (*Effective October 1, 2018*):

52 (4) (A) Any hearing regarding all or any part of any project,
53 provided for by this section, shall be conducted by the particular
54 commissioner having jurisdiction over the applicable license, permit,
55 approval or other administrative action. Legal notice of such hearing
56 shall be published in a newspaper having general circulation in an area
57 which includes the municipality in which the particular part of such
58 project is proposed to be built or is being built not more than ten nor
59 less than five days in advance of such hearing.

60 (B) In rendering any decision in connection with any project, the
61 commissioner shall weigh all competent material and substantial
62 evidence presented by the applicant and the public in accordance with
63 the applicable statute. The commissioner shall issue written findings
64 and determinations upon which [its] the commissioner's decision is
65 based. Such findings and determinations shall consist of evidence
66 presented, including such matters as the commissioner deems
67 appropriate, provided such matters, to the extent applicable to the
68 particular permit, shall include the nature of any major adverse health
69 and environmental impact of any project. The commissioner may
70 reverse or modify any order or action at any time on the
71 commissioner's own motion. The procedure for such reversal or
72 modification shall be the same as the procedure for the original
73 proceeding.

74 (C) Any administrative action taken by any commissioner in
75 connection with any project may be appealed by an aggrieved party to
76 the superior court for the judicial district of New Britain in accordance
77 with the provisions of section 4-183, except as otherwise provided in
78 sections 10a-109a to 10a-109y, inclusive. Such appeal shall be brought
79 [within] not later than ten days [of] after the date of mailing to the
80 parties to the proceeding of a notice of such order, decision or action

81 by certified mail, return receipt requested, and the appellant shall
82 serve a copy of the appeal on each party listed in the final decision at
83 the address shown in such decision. Failure to make such service
84 within such ten days on parties other [then] than the commissioner
85 who rendered the final decision may not, in the discretion of the court,
86 deprive the court of jurisdiction over such appeal. Within ten days
87 after the service of such appeal, or within such further time as may be
88 allowed by the court, the commissioner [which] who rendered such
89 decision shall cause any portion of the record that had not been
90 transcribed to be transcribed and shall cause either the original or a
91 certified copy of the entire record of the proceeding appealed from to
92 be transmitted to the reviewing court. Such record shall include the
93 commissioner's findings of fact and conclusions of law, separately
94 stated. If more than one commissioner has jurisdiction over the matter,
95 such commissioners shall issue joint findings of fact and conclusions of
96 law. Such appeal shall state the reasons upon which it is predicated
97 and, notwithstanding any provisions of the general statutes to the
98 contrary, shall not stay the development of any project. The
99 commissioner [which] who rendered such decision shall appear as the
100 respondent. Such appeals to the superior court shall each be privileged
101 matters and shall be heard as soon after the return date as practicable.
102 A court shall render its decision not later than twenty-one days after
103 the date that the entire record, with the transcript, is filed with the
104 court by the commissioner who rendered the decision.

105 (D) The court shall not substitute its judgment for that of the
106 commissioner as to the weight of the evidence presented on a question
107 of fact. The court shall affirm the decision of the commissioner unless
108 the court finds that substantial rights of the party appealing such
109 decision have been materially prejudiced because the findings,
110 inferences, conclusions or decisions of the commissioner are: (i) In
111 violation of constitutional or statutory provisions, (ii) in excess of the
112 statutory authority of the commissioner, (iii) made upon unlawful
113 procedure, (iv) affected by an error of law, (v) clearly erroneous in
114 view of the reliable, probative and substantial evidence on the whole
115 record, or (vi) arbitrary, capricious or characterized by abuse of

116 discretion or clearly unwarranted exercise of discretion.

117 (E) If the court finds material prejudice, it may sustain the appeal.
118 Upon sustaining an appeal, the court may render a judgment which
119 modifies the decision of the commissioner, orders particular action of
120 the commissioner or orders the commissioner to take such action as
121 may be necessary to effect a particular action and the commissioner
122 may issue a permit consistent with such judgment. Notwithstanding
123 the foregoing, an applicant may file an amended application and the
124 commissioner may, pursuant to the procedures set forth in sections
125 10a-109a to 10a-109y, inclusive, consider an amended application for
126 an order, permit or other administrative action following court action.

127 (F) Notwithstanding the provisions of section 3-125, in consultation
128 with the Attorney General, the university [is authorized and] may use
129 the legal services of any private attorney, in connection with the
130 construction, operation and maintenance of any project. The board of
131 trustees shall determine the effective and efficient method or methods
132 of legal services to accomplish the construction, operation and
133 maintenance of all projects, taking into account the capacity, cost and
134 expense of private counsel for such services and the capacity and
135 direct and indirect cost and expense of, and identified by, the Attorney
136 General for such services.

137 Sec. 4. Subsection (b) of section 16-50l of the general statutes is
138 repealed and the following is substituted in lieu thereof (*Effective*
139 *October 1, 2018*):

140 (b) Each application shall be accompanied by proof of service of a
141 copy of such application on: (1) Each municipality in which any
142 portion of such facility is to be located, both as primarily proposed and
143 in the alternative locations listed, and any adjoining municipality
144 having a boundary not more than two thousand five hundred feet
145 from such facility, which copy shall be served on the chief executive
146 officer of each such municipality and shall include notice of the date on
147 or about which the application is to be filed, and the zoning
148 commissions, planning commissions, planning and zoning

149 commissions, conservation commissions and inland wetlands agencies
150 of each such municipality, and the regional councils of governments
151 which encompass each such municipality; (2) the Attorney General; (3)
152 each member of the legislature in whose assembly or senate district the
153 facility or any alternative location listed in the application is to be
154 located; (4) any agency, department or instrumentality of the federal
155 government that has jurisdiction, whether concurrent with the state or
156 otherwise, over any matter that would be affected by such facility; (5)
157 each state department, agency and commission named in subsection
158 [(h)] (g) of section 16-50j; and (6) such other state and municipal bodies
159 as the council may by regulation designate. A notice of such
160 application shall be given to the general public, in municipalities
161 entitled to receive notice under subdivision (1) of this subsection, by
162 the publication of a summary of such application and the date on or
163 about which it will be filed. Such notice shall be published under the
164 regulations to be promulgated by the council, in such form and in such
165 newspapers as will serve substantially to inform the public of such
166 application and to afford interested persons sufficient time to prepare
167 for and to be heard at the hearing prescribed in section 16-50m. Such
168 notice shall be published in not less than ten-point type. A notice of
169 such an application for a certificate for a facility described in
170 subdivision (3), (4), (5) or (6) of subsection (a) of section 16-50i shall
171 also be sent, by certified or registered mail, to each person appearing of
172 record as an owner of property which abuts the proposed primary or
173 alternative sites on which the facility would be located. Such notice
174 shall be sent at the same time that notice of such application is given to
175 the general public. Notice of an application for a certificate for a facility
176 described in subdivision (1) of subsection (a) of section 16-50i shall also
177 be provided to each electric distribution company customer in the
178 municipality where the facility is proposed to be placed. Such notice
179 shall (A) be provided on a separate enclosure with each customer's
180 monthly bill for one or more months, (B) be provided by the electric
181 distribution company not earlier than sixty days prior to filing the
182 application with the council, but not later than the date that the
183 application is filed with the council, and (C) include: A brief

184 description of the project, including its location relative to the affected
185 municipality and adjacent streets; a brief technical description of the
186 project including its proposed length, voltage, and type and range of
187 heights of support structures or underground configuration; the reason
188 for the project; the address and a toll-free telephone number of the
189 applicant by which additional information about the project can be
190 obtained; and a statement in print no smaller than twenty-four-point
191 type size stating "NOTICE OF PROPOSED CONSTRUCTION OF A
192 HIGH VOLTAGE ELECTRIC TRANSMISSION LINE".

193 Sec. 5. Section 31-3c of the 2018 supplement to the general statutes is
194 repealed and the following is substituted in lieu thereof (*Effective*
195 *October 1, 2018*):

196 The Labor Commissioner, with the approval of the Commissioners
197 of Economic and Community Development and Education, shall
198 establish a customized job training program for preemployment and
199 postemployment job training for the purpose of meeting the labor
200 requirements of manufacturing or economic base businesses [, as
201 defined in subsection (l) of section 32-222,] and shall implement such
202 job training program. Such job training program shall include training
203 designed to increase the basic skills of employees, including, but not
204 limited to, training in written and oral communication, mathematics or
205 science, or training in technical and technological skills. The Labor
206 Commissioner shall use funds appropriated to the Labor Department
207 for vocational and manpower training in carrying out such job training
208 program, except that not more than four per cent of such funds may be
209 used to pay the cost of its administration. Upon receipt of a request for
210 job training pursuant to this section, the Labor Commissioner shall
211 notify the president of the Connecticut State Colleges and Universities,
212 or his or her designee, of such request. The president, or his or her
213 designee, shall determine if a training program exists or can be
214 designed at a regional community-technical college to meet such
215 training need and shall notify the Labor Commissioner of such
216 determination. The Labor Commissioner shall, to the extent possible,
217 make arrangements for the participation of the regional

218 community-technical colleges, the Connecticut State University
219 System, other institutions of higher education, other postsecondary
220 institutions, adult education programs, opportunities industrialization
221 centers and the Technical Education and Career System in
222 implementing the program. Nothing in this section shall preclude the
223 Labor Commissioner from considering or choosing other providers to
224 meet such training need. Nothing in this section shall preclude an
225 employer from considering or choosing other providers to meet the
226 training needs of such employer, provided the Labor Commissioner
227 approves such employer's use of such other providers. For the period
228 from July 1, 1996, to June 30, 1999, the Labor Commissioner, or his or
229 her designee, the chancellor of the community-technical colleges and
230 the chairpersons of the joint standing committee of the General
231 Assembly having cognizance of matters relating to education shall
232 meet semiannually to review actions taken pursuant to this section and
233 section 32-6j.

234 Sec. 6. Subdivision (3) of section 31-11hh of the 2018 supplement to
235 the general statutes is repealed and the following is substituted in lieu
236 thereof (*Effective October 1, 2018*):

237 (3) "Board" means the Workforce Training Authority Board
238 established pursuant to section 31-11ii, as amended by this act; and

239 Sec. 7. Subsection (a) of section 31-11ii of the 2018 supplement to the
240 general statutes is repealed and the following is substituted in lieu
241 thereof (*Effective October 1, 2018*):

242 (a) There is established a Workforce Training Authority Board that
243 shall consist of the following members: (1) Four appointed by the
244 Governor; (2) one appointed by the president pro tempore of the
245 Senate; (3) one appointed by the Senate Republican president pro
246 tempore; (4) one appointed by the speaker of the House of
247 Representatives; (5) one appointed by the majority leader of the Senate;
248 (6) one appointed by the majority leader of the House of
249 Representatives; (7) one appointed by the minority leader of the
250 Senate; (8) one appointed by the minority leader of the House of

251 Representatives; (9) the Labor Commissioner, or the commissioner's
252 designee, who shall serve as the chairperson of the board; (10) the
253 Commissioner of [the Department of] Economic and Community
254 Development, or the commissioner's designee; (11) the president of the
255 Connecticut State Colleges and Universities, or the president's
256 designee; (12) the president of The University of Connecticut, or the
257 president's designee; and (13) the Commissioner of Correction, or the
258 commissioner's designee. Each legislatively appointed member shall
259 have skill, knowledge or experience in industries and sciences related
260 to insurance, financial services, bioscience, advance manufacturing,
261 digital media, green technology, and tourism. All initial appointments
262 to the board pursuant to this subsection shall be made not later than
263 October 1, 2017. Appointed members shall each serve a term that is
264 coterminous with the respective appointing authority. Each member
265 shall hold office until a successor is appointed. Any vacancy occurring
266 on the board, other than by expiration of term, shall be filled in the
267 same manner as the original appointment for the balance of the
268 unexpired term.

269 Sec. 8. Section 31-11jj of the 2018 supplement to the general statutes
270 is repealed and the following is substituted in lieu thereof (*Effective*
271 *October 1, 2018*):

272 (a) There is established the Workforce Training Authority Fund,
273 which shall be an account in the Department of Labor. The following
274 moneys shall be deposited in the fund: (1) Any moneys received as
275 part of a memorandum of understanding with the Workforce Training
276 Authority Board; (2) all private contributions, gifts, grants, donations,
277 bequests or devises received by the fund; and (3) to the extent not
278 otherwise prohibited by state or federal law, any local, state or federal
279 funds received by the fund.

280 (b) The Workforce Training Authority Fund shall be used: (1) To
281 provide training assistance to eligible recipients as may be approved
282 by the Workforce Training Authority Board pursuant to subsection (e)
283 of this section, and (2) to pay or reimburse the administrator for

284 administrative costs pursuant to subsection (c) of this section. Such
285 training assistance shall be awarded for the purpose of: Developing
286 and implementing training programs for the recruitment of businesses
287 to the state and the training or retraining of persons in the state to
288 achieve the workforce goals established by the Connecticut
289 Employment and Training Commission and the relevant sections of
290 the strategic master plan for higher education developed pursuant to
291 section 10a-11b. Training assistance shall target job growth in the areas
292 of insurance, financial services, bioscience, advance manufacturing,
293 digital media, green technology [.] and tourism.

294 (c) All expenditures from the Workforce Training Authority Fund,
295 except for administrative costs reimbursed to the administrator
296 pursuant to subsection (h) of this section, shall be approved by the
297 board, provided the board may delegate to staff of the administrator
298 the approval of transactions not greater than one hundred thousand
299 dollars. Any such approval by the board shall be (1) specific to an
300 individual expenditure to be made; (2) for budgeted expenditures with
301 such variations as the board may authorize at the time of such budget
302 approval; or (3) for training assistance programs to be administered by
303 staff of the administrator, subject to limits, eligibility requirements and
304 other conditions established by the Workforce Training Authority
305 Board at the time of such program approval.

306 (d) The administrator shall provide any necessary staff, office space,
307 office systems and administrative support for the operation of the
308 Workforce Training Authority Fund in accordance with this section. In
309 acting as administrator of the fund, the Labor Department shall have
310 and may exercise all of the powers set forth in the general statutes,
311 provided expenditures from the fund shall be approved by the
312 Workforce Training Authority Board pursuant to subsection (c) of this
313 section.

314 (e) The Workforce Training Authority Board shall establish an
315 application and approval process with guidelines and terms for the
316 development and implementation of training programs awarded by

317 the Workforce Training Authority Fund to any eligible recipient. Such
318 guidelines and terms shall include: (1) A requirement that any
319 applicant for training assistance operate in the state or propose to
320 relocate operations to the state, in whole or in part, as a condition of
321 such training assistance; (2) eligibility requirements for training,
322 including a requirement for applicants to obtain matching funds from
323 nonstate sources; (3) a process for preliminary review of applications
324 for strength and eligibility by the administrator before such
325 applications are presented to the board for consideration; (4) return on
326 investment objectives, including, but not limited to, job growth and
327 leveraged investment opportunities; (5) a requirement that any
328 business that receives assistance must first consider applicants who
329 have completed the universal intake form; and (6) such other
330 guidelines and terms as the board determines to be necessary and
331 appropriate in furtherance of the objectives of this section. In
332 developing such guidelines, the board shall include considerations for
333 the size of such businesses and the number of workers employed by
334 such businesses. Additionally, the board shall give consideration to
335 developing training programs and creating career pathways for
336 formerly incarcerated individuals.

337 (f) Training assistance awarded from the Workforce Training
338 Authority Fund to eligible recipients shall be used for costs related to
339 facilities, necessary furniture, fixtures and equipment, development of
340 programs, implementation of training programs, materials and
341 supplies, compensation, apprenticeship and such other costs that the
342 Workforce Training Authority Board determines pursuant to
343 subsection (e) of this section to be eligible for training assistance within
344 the purposes of this section.

345 (g) On July 1, 2018, and prior to the commencement of each fiscal
346 year thereafter, the administrator shall prepare a plan of operations
347 and an operating and capital budget for the Workforce Training
348 Authority Fund, provided not later than ninety days prior to the start
349 of each fiscal year, the administrator shall submit such plan and
350 budget to the Workforce Training Authority Board for its review and

351 approval.

352 (h) Administrative costs shall be paid or reimbursed to the
353 administrator from the Workforce Training Authority Fund, provided
354 the total of such administrative costs in any fiscal year shall not exceed
355 five per cent of the total amount of the allotted funding for such fiscal
356 year, as determined in the operating budget prepared pursuant to
357 subsection (g) of this section. Nothing in this section shall be deemed
358 to require the administrator to risk or expend the funds of the Labor
359 Department in connection with the administration of the Workforce
360 Training Authority Fund.

361 (i) On January 1, 2019, and annually thereafter, the administrator
362 shall provide a report of the activities of the Workforce Training
363 Authority Fund to the Workforce Training Authority Board for the
364 board's review and approval. Upon such approval, the board shall
365 provide such report, in accordance with the provisions of section 11-4a,
366 to the joint standing committees of the General Assembly having
367 cognizance of matters relating to labor, commerce and employment
368 advancement. Such report shall contain available information on the
369 status and progress of the operations and funding of the Workforce
370 Training Authority Fund and the types, amounts and recipients of
371 financial assistance awarded.

372 (j) The administrator shall consult with the office of apprenticeship
373 training, the Connecticut Employment and Training Commission, the
374 Planning Commission [on] for Higher Education and the Connecticut
375 Manufacturing Innovation Fund to ensure coordination and
376 compatibility of the development and implementation of training
377 programs awarded [by] from the Workforce Training Authority Fund.

378 Sec. 9. Subsection (a) of section 31-12 of the 2018 supplement to the
379 general statutes is repealed and the following is substituted in lieu
380 thereof (*Effective October 1, 2018*):

381 (a) No person under [the age of] eighteen years of age who is not
382 enrolled in and has not graduated from a secondary educational

383 institution shall be employed in any manufacturing or mechanical
384 establishment more than nine hours in any day or forty-eight hours in
385 any calendar week.

386 Sec. 10. Subsections (a) and (b) of section 31-13 of the 2018
387 supplement to the general statutes are repealed and the following is
388 substituted in lieu thereof (*Effective October 1, 2018*):

389 (a) No person under [the age of] eighteen years of age who is not
390 enrolled in and has not graduated from a secondary educational
391 institution shall be employed in any mercantile establishment more
392 than eight hours in any one day, or more than six days in any one
393 calendar week or more than forty-eight hours in any one calendar
394 week.

395 (b) If the Labor Commissioner finds, upon application of an
396 employer, that an emergency exists or that seasonal or peak demand
397 places an unusual and temporary burden upon any mercantile
398 establishment, any such person under [the age of] eighteen years of
399 age may be employed in such establishment not more than ten hours
400 in any day and not more than fifty-two hours in any calendar week,
401 but the total number of weeks of any such employment in any twelve
402 months shall not exceed eight.

403 Sec. 11. Subsection (b) of section 46a-170 of the 2018 supplement to
404 the general statutes is repealed and the following is substituted in lieu
405 thereof (*Effective October 1, 2018*):

406 (b) The council shall consist of the following members: (1) The Chief
407 State's Attorney, or a designee; (2) the Chief Public Defender, or a
408 designee; (3) the Commissioner of Emergency Services and Public
409 Protection, or the commissioner's designee; (4) the Labor
410 Commissioner, or the commissioner's designee; (5) the Commissioner
411 of Social Services, or the commissioner's designee; (6) the
412 Commissioner of Public Health, or the commissioner's designee; (7) the
413 Commissioner of Mental Health and Addiction Services, or the
414 commissioner's designee; (8) the Commissioner of Children and

415 Families, or the commissioner's designee; (9) the Commissioner of
416 Consumer Protection, or the commissioner's designee; (10) the director
417 of the Basic Training Division of the Police Officer Standards and
418 Training Council, or the director's designee; (11) the Child Advocate,
419 or the Child Advocate's designee; (12) the Victim Advocate, or the
420 Victim Advocate's designee; (13) the chairperson of the Commission
421 on Women, Children and Seniors, or the chairperson's designee; (14)
422 one representative of the Office of Victim Services of the Judicial
423 Branch appointed by the Chief Court Administrator; (15) a municipal
424 police chief appointed by the Connecticut Police Chiefs Association, or
425 a designee; (16) the Commissioner of Education, or the commissioner's
426 designee; (17) an adult victim of trafficking, appointed by the
427 Governor; and (18) ten public members appointed as follows: The
428 Governor shall appoint two members, one of whom shall represent
429 victims of commercial exploitation of children and one of whom shall
430 represent sex trafficking victims who are children, the president pro
431 tempore of the Senate shall appoint two members, one of whom shall
432 represent the Connecticut Alliance to End Sexual Violence and one of
433 whom shall represent an organization that provides civil legal services
434 to low-income individuals, the speaker of the House of
435 Representatives shall appoint two members, one of whom shall
436 represent the Connecticut Coalition Against Domestic Violence and
437 one of whom shall represent the Connecticut Lodging Association, the
438 majority leader of the Senate shall appoint one member who shall
439 represent an organization that deals with behavioral health needs of
440 women and children, the majority leader of the House of
441 Representatives shall appoint one member who shall represent an
442 organization that advocates on social justice and human rights issues,
443 the minority leader of the Senate shall appoint one member who shall
444 represent the Connecticut Immigrant and Refugee Coalition, and the
445 minority leader of the House of Representatives shall appoint one
446 member who shall represent the Motor Transport Association of
447 Connecticut, Inc.

448 Sec. 12. Section 51-345 of the 2018 supplement to the general statutes
449 is repealed and the following is substituted in lieu thereof (*Effective*

450 *October 1, 2018*):

451 (a) Except as provided in section 51-348 and subsections (b) to (h),
452 inclusive, of this section, all civil process shall be made returnable to a
453 judicial district, as follows:

454 (1) If all of the parties reside outside this state, to the judicial district
455 where (A) the injury occurred, (B) the transaction occurred, or (C) the
456 property is located or lawfully attached.

457 (2) If the defendant is not a resident, to the judicial district where the
458 attached property is located.

459 (3) If either or both the plaintiff or the defendant are residents of this
460 state, to the judicial district where either the plaintiff or the defendant
461 resides, except:

462 (A) If either the plaintiff or the defendant resides in the town of
463 Manchester, East Windsor, South Windsor or Enfield, the action may
464 be made returnable at the option of the plaintiff to either the judicial
465 district of Hartford or the judicial district of Tolland.

466 (B) If either the plaintiff or the defendant resides in the town of
467 Plymouth, the action may be made returnable at the option of the
468 plaintiff to either the judicial district of New Britain or the judicial
469 district of Waterbury.

470 (C) If either the plaintiff or the defendant resides in the town of
471 Bethany, Milford, West Haven or Woodbridge, the action may be
472 made returnable at the option of the plaintiff to either the judicial
473 district of New Haven or the judicial district of Ansonia-Milford.

474 (D) If either the plaintiff or the defendant resides in the town of
475 Southbury, the action may be made returnable at the option of the
476 plaintiff to either the judicial district of Ansonia-Milford or the judicial
477 district of Waterbury.

478 (E) If either the plaintiff or the defendant resides in the town of

479 Darien, Greenwich, New Canaan, Norwalk, Stamford, Weston,
480 Westport or Wilton, the action may be made returnable at the option of
481 the plaintiff to either the judicial district of Stamford-Norwalk or the
482 judicial district of Fairfield.

483 (F) If either the plaintiff or the defendant resides in the town of
484 Watertown or Woodbury, the action may be made returnable at the
485 option of the plaintiff to either the judicial district of Waterbury or the
486 judicial district of Litchfield.

487 (G) If either the plaintiff or the defendant resides in the town of
488 Avon, Canton, Farmington or Simsbury, the action may be made
489 returnable at the option of the plaintiff to either the judicial district of
490 Hartford or the judicial district of New Britain.

491 (H) If either the plaintiff or the defendant resides in the town of
492 Newington, Rocky Hill or Wethersfield, the action may be made
493 returnable at the option of the plaintiff to either the judicial district of
494 Hartford or the judicial district of New Britain, except for actions
495 where venue is in the geographical area as provided in section 51-348
496 or in rules of court.

497 (I) If either the plaintiff or the defendant resides in the town of
498 Cromwell, the action may be made returnable at the option of the
499 plaintiff to either the judicial district of Hartford or the judicial district
500 of Middlesex.

501 (J) If either the plaintiff or the defendant resides in the town of New
502 Milford, the action may be made returnable at the option of the
503 plaintiff to either the judicial district of Danbury or the judicial district
504 of Litchfield.

505 (K) If either the plaintiff or the defendant resides in the town of
506 Windham or Ashford, the action may be made returnable at the option
507 of the plaintiff to either the judicial district of Windham or the judicial
508 district of Tolland.

509 (b) In all actions involving the title to land, for trespass to land and

510 to foreclose or redeem mortgages or liens upon real property, civil
511 process shall be made returnable to the judicial district where the real
512 property is located, either entirely or in part, except:

513 (1) If the land is located in the town of Manchester, East Windsor,
514 South Windsor or Enfield and either the plaintiff or the defendant
515 resides in the town of Manchester, East Windsor, South Windsor or
516 Enfield, the action may be made returnable at the option of the plaintiff
517 to either the judicial district of Hartford or the judicial district of
518 Tolland.

519 (2) If the land is located in the town of Plymouth and either the
520 plaintiff or the defendant resides in the town of Plymouth, the action
521 may be made returnable at the option of the plaintiff to either the
522 judicial district of New Britain or the judicial district of Waterbury.

523 (3) If the land is located in the town of Bethany, Milford, West
524 Haven or Woodbridge and either the plaintiff or the defendant resides
525 in the town of Bethany, Milford, West Haven or Woodbridge, the
526 action may be made returnable at the option of the plaintiff to either
527 the judicial district of New Haven or the judicial district of Ansonia-
528 Milford.

529 (4) If the land is located in the town of Southbury and either the
530 plaintiff or the defendant resides in the town of Southbury, the action
531 may be made returnable at the option of the plaintiff to either the
532 judicial district of Ansonia-Milford or the judicial district of
533 Waterbury.

534 (5) If the land is located in the town of Weston, Westport or Wilton
535 and either the plaintiff or the defendant resides in any one of these
536 towns, the action may be made returnable at the option of the plaintiff
537 to either the judicial district of Stamford-Norwalk or the judicial
538 district of Fairfield.

539 (6) If the land is located in the town of Watertown or Woodbury and
540 either the plaintiff or the defendant resides in the town of Watertown

541 or Woodbury, the action may be made returnable at the option of the
542 plaintiff to either the judicial district of Waterbury or the judicial
543 district of Litchfield.

544 (7) If the land is located in the town of Avon, Canton, Farmington or
545 Simsbury and either the plaintiff or the defendant resides in the town
546 of Avon, Canton, Farmington or Simsbury, the action may be made
547 returnable at the option of the plaintiff to either the judicial district of
548 Hartford or the judicial district of New Britain.

549 (8) If the land is located in the town of Newington, Rocky Hill or
550 Wethersfield and either the plaintiff or the defendant resides in the
551 town of Newington, Rocky Hill or Wethersfield, the action may be
552 made returnable at the option of the plaintiff to either the judicial
553 district of Hartford or the judicial district of New Britain, except for
554 actions where venue is in the geographical area as provided in section
555 51-348 or in rules of court.

556 (9) If the land is located in the town of New Milford and either the
557 plaintiff or the defendant resides in the town of New Milford, the
558 action may be made returnable at the option of the plaintiff to either
559 the judicial district of Danbury or the judicial district of Litchfield.

560 (c) In all actions by a corporation, except actions made returnable
561 under subsection (b), (d) or (g) of this section, civil process shall be
562 made returnable as follows:

563 (1) If the plaintiff is either a domestic corporation or a United States
564 corporation and the defendant is a resident, either (A) to the judicial
565 district where the plaintiff has an office or place of business or (B) to
566 the judicial district where the defendant resides.

567 (2) If the plaintiff is either a domestic corporation or a United States
568 corporation and the defendant is a corporation, domestic or foreign, to
569 the judicial district where (A) the plaintiff has an office or place of
570 business, (B) the injury occurred, (C) the transaction occurred, or (D)
571 the property is located or lawfully attached.

572 (3) If the plaintiff is a foreign corporation and the defendant is a
573 resident, to the judicial district where the defendant resides.

574 (4) If the plaintiff is a foreign corporation and the defendant is a
575 corporation, domestic or foreign, to the judicial district where (A) the
576 injury occurred, (B) the transaction occurred, or (C) the property is
577 located or lawfully attached.

578 (d) In all actions involving consumer transactions, civil process shall
579 be made returnable to the judicial district where the consumer resides
580 or where the transaction occurred. For the purposes of this subsection,
581 "consumer transaction" means a transaction in which a natural person
582 obligates himself to pay for goods sold or leased, services rendered or
583 moneys loaned for personal, family or household purposes.

584 (e) In all actions for the partition or sale of any property, civil
585 process shall be made returnable to the judicial district where the
586 parties, or one of them, reside; but, if none of them resides in this state,
587 then to the judicial district where all or a part of the property is
588 located.

589 (f) In all actions by a nonresident executor, trustee under a will or
590 administrator, civil process shall be made returnable to the same
591 judicial district as would be proper if the plaintiff resided in the town
592 where the court of probate which granted administration is held.

593 (g) Venue for small claims matters shall be at Superior Court
594 facilities designated by the Chief Court Administrator to hear such
595 matters. In small claims matters, civil process shall be made returnable
596 to the Superior Court facility designated by the Chief Court
597 Administrator to serve the small claims area where the plaintiff
598 resides, where the defendant resides or is doing business or where the
599 transaction or injury occurred. If the plaintiff is a domestic corporation,
600 a United States corporation, a foreign corporation or a limited liability
601 company, civil process shall be made returnable to a Superior Court
602 facility designated by the Chief Court Administrator to serve the small
603 claims area where the defendant resides or is doing business or where

604 the transaction or injury occurred.

605 (h) (1) In all actions involving housing matters, as defined in section
606 47a-68, civil process shall be made returnable to the judicial district
607 where the premises are located, except that actions described in
608 subdivision (6) of section 47a-68 shall be heard in the geographical area
609 where the premises are located unless otherwise provided in
610 subsection (d) of section 51-348.

611 (2) Notwithstanding the provisions of subdivision (1) of this
612 subsection concerning the judicial district to which civil process shall
613 be made returnable:

614 (A) If the premises are located in Avon, Canton, Farmington,
615 Newington, Rocky Hill, Simsbury or Wethersfield, the action may be
616 made returnable at the option of the plaintiff to either the judicial
617 district of Hartford or the judicial district of New Britain.

618 (B) If the premises are located in Ansonia, Beacon Falls, Derby,
619 Oxford, Seymour or Shelton, the action shall be made returnable to the
620 judicial district of Ansonia-Milford. After the filing of the action, the
621 plaintiff or the defendant may request a change in venue to the judicial
622 district of New Haven or the judicial district of Waterbury.

623 (C) If the premises are located in Milford, Orange or West Haven,
624 the action shall be made returnable to the judicial district of New
625 Haven.

626 Sec. 13. Subsection (a) of section 52-259 of the 2018 supplement to
627 the general statutes is repealed and the following is substituted in lieu
628 thereof (*Effective October 1, 2018*):

629 (a) There shall be paid to the clerks for entering each appeal or writ
630 of error to the Supreme Court, or entering each appeal to the Appellate
631 Court, as the case may be, two hundred fifty dollars, and for each civil
632 cause in the Superior Court, three hundred sixty dollars, except (1) two
633 hundred thirty dollars for entering each case in the Superior Court in
634 which the sole claim for relief is damages and the amount, legal

635 interest or property in demand is less than two thousand five hundred
636 dollars; (2) one hundred seventy-five dollars for summary process and
637 landlord and tenant actions; (3) there shall be no entry fee for making
638 an application to the Superior Court for relief under section 46b-15 or
639 46b-16a, or for making an application to modify or extend an order
640 issued pursuant to section 46b-15 or 46b-16a; [and] (4) there shall be no
641 entry fee for a civil action brought under section 53a-28a; and (5) there
642 shall be no entry fee for a petition brought under subsection (f) of
643 section 42a-9-518 and section 47-31a. If the amount, legal interest or
644 property in demand by the plaintiff is alleged to be less than two
645 thousand five hundred dollars, a new entry fee of seventy-five dollars
646 shall be charged if the plaintiff amends his or her complaint to state
647 that such demand is not less than two thousand five hundred dollars.

648 Sec. 14. Subsection (a) of section 53a-62 of the 2018 supplement to
649 the general statutes is repealed and the following is substituted in lieu
650 thereof (*Effective October 1, 2018*):

651 (a) A person is guilty of threatening in the second degree when: (1)
652 By physical threat, such person intentionally places or attempts to
653 place another person in fear of imminent serious physical injury, (2)
654 (A) such person threatens to commit any crime of violence with the
655 intent to terrorize another person, or (B) such person threatens to
656 commit such crime of violence in reckless disregard of the risk of
657 causing such terror, or (3) such person violates subdivision (1) or (2) of
658 this subsection and the person threatened is in a building or on the
659 grounds of a (A) house of religious worship, (B) religiously-affiliated
660 community center, (C) public or nonpublic preschool, school or
661 institution of higher education, or (D) day care center, as defined in
662 section 19a-87g, (i) during operational, preschool, school or
663 instructional hours, or (ii) when a building or the grounds of such
664 house of worship, community center, preschool, school, institution or
665 day care center are being used for the provision of religious or
666 community services [.] or house of worship, community center,
667 preschool, school, institution or day care center-sponsored activities.

668 Sec. 15. Subsection (j) of section 54-47aa of the 2018 supplement to
669 the general statutes is repealed and the following is substituted in lieu
670 thereof (*Effective October 1, 2018*):

671 (j) Not later than January fifteenth of each year, each law
672 enforcement official shall report to the Chief State's Attorney the
673 information required by this subsection with respect to each order
674 issued pursuant to subsections (b) and (c) of this section and each
675 application made pursuant to subsection (d) of this section in the
676 preceding calendar year. The Chief State's Attorney shall, based upon
677 the reports filed by each law enforcement official and not later than
678 January thirty-first of each year, submit a report, in accordance with
679 the provisions of section 11-4a, to the joint standing committee of the
680 General Assembly having cognizance of matters relating to criminal
681 law and procedure concerning orders issued pursuant to subsections
682 (b) and (c) of this section and applications made pursuant to
683 subsection (d) of this section in the preceding calendar year. The report
684 shall include the following information: (1) The number of orders
685 issued pursuant to subsections (b) and (c) of this [subsection] section
686 and the number of applications submitted to telecommunications
687 carriers or providers of electronic communication service or remote
688 computing service pursuant to subsection (d) of this section, (2)
689 whether the order was directed to a telecommunications carrier,
690 provider of electronic communication service or provider of remote
691 computing service, (3) whether the information sought was call-
692 identifying information or basic subscriber information, (4) the
693 statutory offense or offenses that were the subject of the investigation,
694 (5) the number of notifications that were delayed pursuant to
695 subsection (f) of this section, and the reason for such delayed
696 notification, (6) the number of motions to vacate an order that were
697 filed, and the number of motions granted or denied, (7) the number of
698 investigations concluded and the final result of such investigations,
699 and (8) the status of any criminal prosecution resulting from the
700 investigation.

701 Sec. 16. Subsection (b) of section 54-211 of the 2018 supplement to

702 the general statutes is repealed and the following is substituted in lieu
703 thereof (*Effective October 1, 2018*):

704 (b) No compensation shall be awarded if: (1) The offender is
705 unjustly enriched by the award, provided compensation awarded to a
706 victim which would benefit the offender in a minimal or
707 inconsequential manner shall not be considered unjust enrichment; (2)
708 the victim violated a penal law of this state, which violation caused or
709 contributed to his or her injuries or death.

710 Sec. 17. Subsection (b) of section 54-230 of the 2018 supplement to
711 the general statutes is repealed and the following is substituted in lieu
712 thereof (*Effective October 1, 2018*):

713 (b) Upon receipt of notice from a person pursuant to subsection (b)
714 of section 54-227, the Office of Victim Services shall notify by mail all
715 persons who have requested to be notified pursuant to subsection (b)
716 of section 54-228 whenever such person files an application with the
717 court to be exempted from the registration requirements of section 54-
718 251 pursuant to [subsections] subsection (b) or (c) of said section or
719 files a petition with the court pursuant to section 54-255 for an order
720 restricting the dissemination of the registration information, or
721 removing such restriction. Such notice shall be in writing and notify
722 each person of the nature of the exemption or of the restriction or
723 removal of the restriction being applied for, the address and telephone
724 number of the court to which the application or petition by the person
725 was made, and the date and place of the hearing or session, if any,
726 scheduled on the application or petition.

727 Sec. 18. Subsection (b) of section 54-230a of the 2018 supplement to
728 the general statutes is repealed and the following is substituted in lieu
729 thereof (*Effective October 1, 2018*):

730 (b) Upon receipt of notice from a person pursuant to subsection (b)
731 of section 54-227, the Victim Services Unit within the Department of
732 Correction shall notify by mail all persons who have requested to be
733 notified pursuant to subsection (b) of section 54-228 whenever such

734 person files an application with the court to be exempted from the
 735 registration requirements of section 54-251 pursuant to [subsections]
 736 subsection (b) or (c) of said section or files a petition with the court
 737 pursuant to section 54-255 for an order restricting the dissemination of
 738 the registration information, or removing such restriction. Such notice
 739 shall be in writing and notify each person of the nature of the
 740 exemption or of the restriction or the removal of the restriction being
 741 applied for, the address and telephone number of the court to which
 742 the application or petition by the person was made, and the date and
 743 place of the hearing or session, if any, scheduled on the application or
 744 petition.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2018	1-351(a)(8)
Sec. 2	October 1, 2018	7-45
Sec. 3	October 1, 2018	10a-109n(e)(4)
Sec. 4	October 1, 2018	16-50l(b)
Sec. 5	October 1, 2018	31-3c
Sec. 6	October 1, 2018	31-11hh(3)
Sec. 7	October 1, 2018	31-11ii(a)
Sec. 8	October 1, 2018	31-11jj
Sec. 9	October 1, 2018	31-12(a)
Sec. 10	October 1, 2018	31-13(a) and (b)
Sec. 11	October 1, 2018	46a-170(b)
Sec. 12	October 1, 2018	51-345
Sec. 13	October 1, 2018	52-259(a)
Sec. 14	October 1, 2018	53a-62(a)
Sec. 15	October 1, 2018	54-47aa(j)
Sec. 16	October 1, 2018	54-211(b)
Sec. 17	October 1, 2018	54-230(b)
Sec. 18	October 1, 2018	54-230a(b)

Statement of Legislative Commissioners:

In Section 3(4)(F), "the university is authorized and may use the legal services of any private attorney" was changed to "the university [is authorized and] may use the legal services of any private attorney" to eliminate redundancy, in Section 6, "as amended by this act" was

added after "31-11ii" for accuracy, and in Section 8(g), "the commencement of" was added for clarity.

JUD *Joint Favorable Subst. -LCO*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note***State Impact:*** None***Municipal Impact:*** None***Explanation***

The bill makes various technical changes to statute and does not result in a fiscal impact.

The Out Years***State Impact:*** None***Municipal Impact:*** None

OLR Bill Analysis

SB 516

***AN ACT CONCERNING THE REVISOR'S TECHNICAL
CORRECTIONS TO THE GENERAL STATUTES.***

SUMMARY

This bill makes technical changes to statutes related to, among other things, labor, crime victim notification, and service of civil process.

EFFECTIVE DATE: October 1, 2018

COMMITTEE ACTION

Judiciary Committee

Joint Favorable

Yea 41 Nay 0 (04/04/2018)